

REMARKS

Restriction Requirement:

A restriction requirement has been imposed by the Examiner under 35 U.S.C. 121. The Examiner indicates that restriction to one of either invention I (claims 1-16) or II (claims 17-20) is required.

During a telephone conversation with Robert Mayes on September 7, 2004 a provisional election was made without traverse to prosecute the invention II (claims 17-20). The Examiner indicates that affirmation of the election must be made in this reply.

The Applicant hereby affirms the election of invention II (claims 17-20).

Amendments to the Claims:

Claim 17 has been amended as shown above in the detailed listing of claims. Support for the amendment to claim 17 is found in the specification at least at page 16, lines 11 through 17.

New Claims:

New claims 21-46 have been added. Claims 21-46 are supported by the specification and drawing and no new matter has been added.

Rejection of Claims Under 35 U.S.C. 102:

Claims 17-20 have been rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent 6,420,975 B1 to DeLine et al. (hereinafter, "DeLine").

The Applicant notes that the accepted standard for an anticipation rejection provides that “[t]he identical invention must be shown in as complete detail as is contained in the ... claim.” (MPEP 2131.) In other words, “[a] claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference.” (Id.)

The Applicant contends that none of the claims are anticipated by DeLine because all of the claims contain at least one element and/or limitation that is not found, either expressly or inherently described, in DeLine.

In regard to claim 17, that claim has been amended to now include at least the following salient elements and/or limitations:

1 *inputting data into the information system; and,*
2 *transmitting a message from the information system to a given destination,*
3 *wherein the message is:*

4 *indicative of progress of the vehicle; and,*
5 *based on the data.*

6 The Applicant contends that DeLine does not disclose the above elements
7 and/or limitations, which are now required by claim 17. DeLine thus does not
8 anticipate claim 17, and the Applicant respectfully requests that the rejection of that
9 claim be withdrawn and that the claim be allowed.

10 In regard to claims 18-20, each of those claims depends from claim 17. The
11 Applicant therefore contends that each of claims 18-20 is not anticipated for at least
12 the reasons set forth above with respect to claim 17. The Applicant respectfully
13 requests that the rejections of each of claims 18-20 be withdrawn and that those
14 claims be allowed.

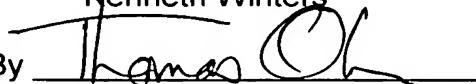
15 **Fee for New Claims:**

16 Please charge any fees associated with this application to Hewlett-Packard
17 deposit account number 08-2025 as is set forth in the attached Transmittal Letter.

18 **SUMMARY**

19 The Applicant believes that this response constitutes a full and complete reply
20 to the Office action, and the Applicant furthermore requests timely allowance of
21 claims 17-46. The below-signed attorney respectfully requests that, in the event that
22 the next Office action is anything other than a Notice of Allowance for claims 17-46,
23 the Examiner call him before issuing the action.

24 Date: December 15, 2004

25 By 
Respectfully submitted,
Kenneth Winters
Thomas A. Olson
Attorney and agent for Applicant
Reg. No. 44,271
Phone: (509) 327-4748